

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

AL FLORA, JR.,	:	
Plaintiff	:	CIVIL ACTION NO. 3:13-1049
v.	:	
		(JUDGE MANNION)
LUZERNE COUNTY and ROBERT LAWTON, County Manager, in his official capacity,	:	
Defendants	:	

ORDER

In light of the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1)** the defendants' motion to dismiss the plaintiff's complaint, **(Doc. No. [9](#)), is GRANTED;**
- (2)** the plaintiff's First Amendment retaliation claim is dismissed with prejudice for the plaintiff's failure to state a claim upon which relief can be granted;
- (3)** the plaintiff's state law claims are dismissed without prejudice to re-filing in the state court as this court declines to exercise supplemental jurisdiction over those claims;

- (4) the plaintiff's motion for a preliminary injunction, (**Doc. No. 4**), is **DISMISSED**; and
- (5) the Clerk of Court is directed to close this case.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: March 10, 2014

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